

SEP 01 2009

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)

Applicant(s): Cao, Cheng, et al

Docket No.
DAM 581-02

Application No.

10/631,224

Filing Date

07/28/2003

Examiner

Khatol S Shahnam Shah

Group Art Unit

1645

Invention: Methods for Determining the Presence of Staphylococcal Enterotoxin A Gene in a Sample

I hereby certify that this Appeal Brief (14 pgs); Appeal Brief w/Ext of Time Transmittal (2 pgs)
 (Identify type of correspondence)

is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. 571-273-8300)

on 09/01/2009
 (Date)

Vicki A. Upchurch

(Typed or Printed Name of Person Signing Certificate)


 (Signature)

Note: Each paper must have its own certificate of mailing.

Total pgs - 17 pgs
 (including certificate)

**COMBINED TRANSMITTAL OF APPEAL BRIEF TO THE BOARD OF PATENT
APPEALS AND INTERFERENCES & PETITION FOR EXTENSION OF TIME
UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No:
DAM 581-02

In Re Application Of: **Cao, Cheng, et al**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/631,224	07/28/2003	Khatol S. Shahnan Shah	24211	1645	3741

Invention: **Methods for Determining the Presence of Staphylococcal Enterotoxin A Gene in a Sample**

COMMISSIONER FOR PATENTS:

This is a combined Transmittal of Appeal Brief to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing an Appeal Brief.

Applicant(s) hereby request(s) an extension of time of (check desired time period):

One month Two months Three months Four months Five months

from: 07/20/2009 Date until: 09/21/2009 Date

The fee for the Appeal Brief and Extension of Time has been calculated as shown below:

Fee for Appeal Brief: \$540.00

Fee for Extension of Time: \$490.00

TOTAL FEE FOR APPEAL BRIEF AND EXTENSION OF TIME: \$1,030.00

The fee for the Appeal Brief and extension of time is to be paid as follows:

A check in the amount of _____ for the Appeal Brief and extension of time is enclosed.

Please charge Deposit Account No. **19-2201** in the amount of **\$1,030.00**

The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **19-2201** **09/01/2009 HMARZI1 00000014 10631224**

Any additional filing fees required under 37 C.F.R. 1.16. **02 FC:1252 490.00 DA**

Any patent application processing fees under 37 CFR 1.17.

If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No.

Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

COMBINED TRANSMITTAL OF APPEAL BRIEF TO THE BOARD OF PATENT
APPEALS AND INTERFERENCES & PETITION FOR EXTENSION OF TIME
UNDER 37 C.F.R. 1.136(a) (Large Entity)Docket No.
DAM 581-02

In Re Application Of: George W. Wagner

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/631,224	07/28/2003	Khatol S. Shahnaz Shah	24211	1645	3741

Invention: Methods for Determining the Presence of Staphylococcal Enterotoxin A Gene in a Sample

TO THE COMMISSIONER FOR PATENTS:

This combined Transmittal of Appeal Brief to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:



Ulysses John Biffoni
Attorney for Application
Registration No. 39,908
Phone (410)436-1158

Dated: September 1, 2009

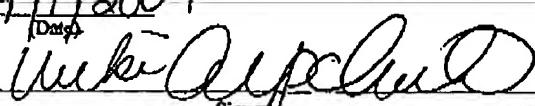
Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office

(Fax no. 571-273-8309 on

9/1/2009

(Date)



Typed or Printed Name of Person Signing Certificate

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

(Date)

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

*This certificate may only be used if paying by deposit account.

cc: